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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA  
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9 Joseph Aaron Romero-Mendoza, )

No. CV 11-1275-PHX-JAT

10 Petitioner, )

**ORDER**

11 vs. )

12 Katrina Kane, )

13 Respondent. )  
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16 Pending before the Court is Petitioner's Petition for Writ of Habeas Corpus filed  
17 pursuant to 28 U.S.C. § 2241. The Magistrate Judge issued a Report and Recommendation  
18 ("R&R") (Doc. 16) recommending that the Petition be denied at moot.

19 Neither party has filed objections to the R&R. Accordingly, the Court hereby accepts  
20 the R&R. *See Thomas v. Arn*, 474 U.S. 140, 149 (1985) (finding that district courts are not  
21 required to conduct "any review at all . . . of any issue that is not the subject of an objection"  
22 (emphasis added)); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (*en*  
23 *banc*) ("statute makes it clear that the district judge must review the magistrate judge's  
24 findings and recommendations de novo if objection is made, but not otherwise" (emphasis  
25 in original)); *see also Schmidt v. Johnstone*, 263 F.Supp.2d 1219, 1226 (D. Ariz. 2003).

26 Therefore,

27 **IT IS ORDERED** that the Magistrate Judge's Report and Recommendation (Doc. 16)  
28 is **ACCEPTED and ADOPTED**;

1           **IT IS FURTHER ORDERED** that the Petition for Writ of Habeas Corpus (Doc. 1)  
2 is denied, without prejudice, as moot; the Clerk of the Court shall enter judgment  
3 accordingly.

4           DATED this 1st day of December, 2011.

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8           James A. Teilborg  
9           United States District Judge  
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